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11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA

13 BO FENG,
14 Plaintiff,
15 v.
16 FOX ORTEGA ENTERPRISES, INC., dba
17 PREMIER CRU; and DOES 1-10,
18 Defendants.

Case No. 3:15-cv-4747 EDL

REQUEST TO ENTER DEFAULT

18 TO: THE CLERK OF THE COURT:

19 PLAINTIFF BO FENG hereby requests that the Clerk of the above-entitled Court enter default in
20 this matter against defendant FOX ORTEGA ENTERPRISES, INC., on the ground said defendant has
21 failed to appear or otherwise respond to the complaint within the time prescribed by the Federal Rules of
22 Civil Procedure. Plaintiff served the complaint on defendant on October 28, 2015, evidenced by proof of
23 service on file with this Court.

24 The above-stated facts are set forth in the accompanying declaration of counsel Erik Babcock.

25 DATED: December 4, 2015

26 /S/Erik Babcock
27 ERIK BABCOCK
28 Attorney for Plaintiff BO FENG

Request for Default & Declaration In Support,
Feng v. Premier Cru, No. 15-cv-4747 EDL

**DECLARATION OF ERIK BABCOCK IN SUPPORT
OF REQUEST TO ENTER DEFAULT**

I, ERIK BABCOCK, declare as follows:

1. I am attorney for plaintiff Bo Feng;
2. The complaint in this case was filed on October 14, 2015 (Dkt#1);
3. The summons for defendant Fox Ortega Enterprises, Inc., was issued on October 22, 2015 (Dkt#4);
4. The Summons and Complaint, and other pertinent documents, were personally served on the defendant on October 28, 2015 (Dkt#6);
5. The Defendant, Fox Ortega Enterprises, Inc., is neither a minor nor an incompetent person.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

/S/Erik Babcock
ERIK BABCOCK
Attorney for Plaintiff BO FENG